

December 5, 1967

LEGISLATIVE HISTORY OF R.S. 54:5-^{126a}126a et seq.
(State conveyance of lands to municipalities)

L. 1967, Chapter 196 - A452

Introduced January 30, 1967 by Parker, W.L. Smith
and Miller.

Bill was amended during passage (copies of original
bill and amendments enclosed).

Bill had no statement.

COPY NO. 2

There were no committee reports or hearings on this bill.

New Jersey Municipalities had no articles on this bill (through
the November 1967 issue).

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ASSEMBLY, No. 452

STATE OF NEW JERSEY

INTRODUCED JANUARY 30, 1967

By Assemblymen PARKER, W. L. SMITH and MILLER

Referred to Committee on Agriculture, Conservation
and Economic Development

A SUPPLEMENT to "An act concerning certain conveyances and transfers of the right, title and interest of a municipality in certain lands where such lands have been acquired by such municipality by reason of the creation of lien thereon under the 'Tax Sale Law' and the results thereof," approved May 29, 1940 (P. L. 1940, c. 73).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

3 1. When any municipality has heretofore conveyed and trans-
4 ferred to the State of New Jersey for use as forest park reservation
5 all its right, title and interest in any land pursuant to the act to
6 which this act is a supplement and the said land has not been used
7 as a forest park reservation, such land may be conveyed to the
8 municipality which made the conveyance and transfer to the State
9 of New Jersey, as provided herein. The Commissioner of Con-
10 servation and Economic Development shall first determine that
11 such land has neither been used nor is suitable for use as a forest
12 park reservation and is not desired for said purpose. Any such
13 determination shall be subject to the approval of the ***[Resource**
14 **Development Council]*** *Division of Parks, Forestry and Recrea-*
15 *tion** of the Department of Conservation and Economic Develop-
16 ment. If so approved the said commissioner shall execute for and
17 in the name of the State a deed of conveyance to said land in such
18 form as the Attorney General shall approve. The municipal grantee
19 shall accept the deed and cause it to be recorded.

20 2. In any such case where there is an outstanding right of re-
21 demption of the land from the original tax sale the owner, mort-
22 gagee, occupant or other person having an interest in such land
23 shall have the right to redeem the same upon payment to the
24 municipal collector, an amount to be fixed by resolution of the

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

1 governing body of the municipality. The amount to be fixed by
2 any such resolution shall include those items specified in the act
3 to which this act is a supplement and in addition a sum equivalent
4 to the taxes which would have been assessed against the land had
5 the municipality not made the conveyance and transfer to the State
6 of New Jersey, calculated upon the latest assessed valuation and
7 the several annual rates of taxation during the period between the
8 conveyance and transfer by the municipality to the State and the
9 conveyance and transfer back to the municipality by the State
10 under this act*; *but in no event more than the market value to be*
11 *determined by the local government body at time of redemption*.*
12 If during the period when the lands were exempt from taxation
13 by reason of the title being vested in the State of New Jersey as
14 provided by the act to which this act is a supplement the State
15 paid to the municipality any sums in lieu of taxes, the amount of
16 such sums shall be deducted by the municipality in fixing that part
17 of the amount added to the amount required to redeem as repre-
18 senting taxes that would have been assessed had not the munici-
19 pality conveyed the land to the State. That part of the amount
20 required to reimburse the Department of Conservation and Eco-
21 nomic Development for such sums if any paid by it to the
22 municipality in lieu of taxes and for such expenses incurred or
23 expenditures made by said department on account of the acqui-
24 sitions of such land shall be calculated and certified to the munici-
25 pality by the Commissioner of Conservation and Economic
26 Development at the time of the making of the conveyance by the
27 State to the municipality. Upon any such redemption the municipal
28 collector shall remit to the Department of Conservation and Eco-
29 nomic Development the sums required to reimburse the said
30 department.
31 3. This act shall take effect immediately.

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4 ferred to the State of New Jersey for use as forest park reservation
5 all its right, title and interest in any land pursuant to the act to
6 which this act is a supplement and the said land has not been used
7 as a forest park reservation, such land may be conveyed to the
8 municipality which made the conveyance and transfer to the State
9 of New Jersey, as provided herein. The Commissioner of Con-
10 servation and Economic Development shall first determine that
11 such land has neither been used nor is suitable for use as a forest
12 park reservation and is not desired for said purpose. Any such
13 determination shall be subject to the approval of the Resource
14 Development Council of the Department of Conservation and
15 Economic Development. If so approved the said commissioner
16 shall execute for and in the name of the State a deed of conveyance
17 to said land in such form as the Attorney General shall approve.
18 The municipal grantee shall accept the deed and cause it to be
19 recorded.

20 2. In any such case where there is an outstanding right of re-
21 demption of the land from the original tax sale the owner, mort-
22 gagee, occupant or other person having an interest in such land
23 shall have the right to redeem the same upon payment to the
24 municipal collector, an amount to be fixed by resolution of the

1 governing body of the municipality. The amount to be fixed by
2 any such resolution shall include those items specified in the act
3 to which this act is a supplement and in addition a sum equivalent
4 to the taxes which would have been assessed against the land had
5 the municipality not made the conveyance and transfer to the State
6 of New Jersey, calculated upon the latest assessed valuation and
7 the several annual rates of taxation during the period between the
8 conveyance and transfer by the municipality to the State and the
9 conveyance and transfer back to the municipality by the State
10 under this act. If during the period when the lands were exempt
11 from taxation by reason of the title being vested in the State of
12 New Jersey as provided by the act to which this act is a supplement
13 the State paid to the municipality any sums in lieu of taxes, the
14 amount of such sums shall be deducted by the municipality in
15 fixing that part of the amount added to the amount required to
16 redeem as representing taxes that would have been assessed had
17 not the municipality conveyed the land to the State. That part of
18 the amount required to reimburse the Department of Conservation
19 and Economic Development for such sums if any paid by it to the
20 municipality in lieu of taxes and for such expenses incurred or
21 expenditures made by said department on account of the acquisi-
22 tions of such land shall be calculated and certified to the munici-
23 pality by the Commissioner of Conservation and Economic De-
24 velopment at the time of the making of the conveyance by the
25 State to the municipality. Upon any such redemption the municipal
26 collector shall remit to the Department of Conservation and Eco-
27 nomic Development the sums required to reimburse the said
28 department.

29 3. This act shall take effect immediately.

ASSEMBLY COMMITTEE AMENDMENTS TO

ASSEMBLY, No. 452

STATE OF NEW JERSEY

ADOPTED APRIL 3, 1967

Amend page 1, section 1, lines 13, 14, after "approval of the", omit "Resource Development Council", insert "Division of Parks, Forestry and Recreation".

Amend page 2, section 2, line 10, after "act", insert " ; but in no event more than the market value to be determined by the local government body at time of redemption".